Case 08-14461 Doc 1 Filed 06/05/08 Entered 06/05/08 15:34:22 Desc Main Official Form 1 (04/07) Document Page 1 of 10

| United States Bankruptcy Court Northern District of Illinois Eastern Division | | | Voluntary Petition | | |
|--|--|--|--|--|--|
| Name of Debtor (if individual, enter Last, First, Middle): Anderson, III, Bertel, Harry | | | ebtor (Spouse) (Last, | First, Middle): | |
| | | | All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): | | |
| Last four digits of Soc. Sec./Complete EIN or other Tax I.D. state all): xxx-xx-1100 | . No. (if more than one, | Last four digits state all): | of Soc. Sec./Complete | e EIN or other Tax I | .D. No. (if more than one, |
| Street Address of Debtor (No. & Street, City, and State): 2517 E. 72nd Place Chicago, Il | | Street Address of | of Joint Debtor (No. & | Street, City, and St | tate): |
| | CODE 60649 | | | | ZIP CODE |
| County of Residence or of the Principal Place of Business: Cook | | County of Resid | ence or of the Principa | al Place of Business | 5: |
| Mailing Address of Debtor (if different from street address): | : | Mailing Address | s of Joint Debtor (if di | fferent from street a | nddress): |
| | CODE | | | | ZIP CODE |
| Location of Principal Assets of Business Debtor (if different f | from street address above): | | | | ZIP CODE |
| Type of Debtor (Form of Organization) (Check one box.) ☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.) ☐ Filing Fee (Check one box) ☐ Full Filing Fee attached ☐ Filing Fee to be paid in installments (applicable to indivisigned application for the court's consideration certifying unable to pay fee except in installments. Rule 1006(b) S ☐ Filing Fee waiver requested (applicable to chapter 7 individuals attach signed application for the court's consideration. S | g that the debtor is See Official Form 3A. lividuals only). Must | ntity licable) organization nited States enue Code.) Check one Debtor Debtor Check if: Debtor insider Check all a | Chapter 7 Chapter 9 Debts are printed the debts, defined \$ 101(8) as "individual printer personal, family hold purpose." box: is a small business defined is not a small business defined is not a small business defined is or affiliates) are less peplicable boxes is being filed with thi | Petition is Filed Chapter 11 Chapter 12 Chapter 13 Nature of (Check one marily consumer Lin 11 U.S.C. neurred by an marily for a ally, or house- Chapter 11 Debtor btor as defined in 1 s debtor as defined is gent liquidated deb than \$2,190,000. s petition e solicited prepetition ith 11 U.S.C. § 112 | Chapter 15 Petition for Recognition of a Foreign Main Proceeding Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding Debts e box) Debts are primarily business debts. |
| Statistical/Administrative Information ☐ Debtor estimates that funds will be available for distribution of Debtor estimates that, after any exempt property is exclusive expenses paid, there will be no funds available for distribution of Creditors 1- 50- 100- 200- 1,000-49 99 199 999 5,000 | luded and administrative | 01- 50,001- | Over 100,000 | IIIIS SFA | CE IS FOR COURT USE ONLY |
| | 0,000 to \$1 million \$100 mil | | More than \$100 mil | llion | |
| Estimated Liabilities \$0 to \$50,000 \$100,000 \$100,000 \$1 mm | 0,000 to \$1 million \$100 million | | More than \$100 mil | llion | |

Case 08-14461 Doc 1 Filed 06/05/08 Entered 06/05/08 15:34:22 Desc Main Official Form 1 (04/07) FORM B1, Page 2 Page 2 of 10 Document Voluntary Petition Name of Debtor(s): (This page must be completed and filed in every case) Bertel Harry Anderson, III All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Location Case Number: Date Filed: **NONE** Where Filed: Location Date Filed: Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: NONE Relationship: Judge: District: Exhibit A Exhibit B (To be completed if debtor is required to file periodic reports (e.g., forms 10K and (To be completed if debtor is an individual whose debts are primarily consumer debts) 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Exhibit A is attached and made a part of this petition. /s/Karen J. Porter 6/5/2008 Signature of Attorney for Debtor(s) Date Karen J. Porter 6188626 Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. $\mathbf{\Lambda}$ No Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) V Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate. general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District. or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Statement by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following). (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the

filing of the petition.

| Case 08-14461 Doc 1 Filed 06/05/08 Official Form 1 (04/07) Document | Entered 06/05/08 15:34:22 Desc Main Page 3 of 10 FORM B1, Page 3 | | | |
|--|---|--|--|--|
| Voluntary Petition (This page must be completed and filed in every case) | Name of Debtor(s): Bertel Harry Anderson, III | | | |
| Sign | atures | | | |
| Signature(s) of Debtor(s) (Individual/Joint) | Signature of a Foreign Representative | | | |
| I declare under penalty of perjury that the information provided in this petition is true and correct. If petitioner is an individual whose debts are primarily consumer debts and has | I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition. | | | |
| chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. | (Check only one box.) | | | |
| If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b). | I request relief in accordance with chapter 15 of Title 11, United States Code. Certified Copies of the documents required by § 1515 of title 11 are attached. | | | |
| I request relief in accordance with the chapter of title 11, United States Code, specified in this petition. | Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the order granting recognition of the foreign main proceeding is attached. | | | |
| X /s/ Bertel Harry Anderson, III | X Not Applicable | | | |
| Signature of Debtor Bertel Harry Anderson, III | (Signature of Foreign Representative) | | | |
| X Not Applicable | | | | |
| Signature of Joint Debtor | (Printed Name of Foreign Representative) | | | |
| Telephone Number (If not represented by attorney) | | | | |
| 6/5/2008 Date | Date | | | |
| Signature of Attorney | Signature of Non-Attorney Petition Preparer | | | |
| X/s/Karen J. Porter | | | | |
| Signature of Attorney for Debtor(s) | I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have | | | |
| Karen J. Porter Bar No. 6188626 | provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§110(b), 110(h), and 342(b); and, (3) if rules or | | | |
| Printed Name of Attorney for Debtor(s) / Bar No. | guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition prepares, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor | | | |
| Porter Law Network Firm Name | or accepting any fee from the debtor, as required in that section. Official Form 19B | | | |
| 11 East Adams Suite 906 | is attached. | | | |
| Address | Not Applicable | | | |
| Chicago, IL 60603 | Printed Name and title, if any, of Bankruptcy Petition Preparer | | | |
| Cincago, 1L 00003 | | | | |
| <u>312-675-0665</u> <u>312-675-0334</u> | Social Security number(If the bankruptcy petition preparer is not an individual, | | | |
| Telephone Number | state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. 110.) | | | |
| 6/5/2008 | parties of the bankruptey petition prepares, (required by 11 0.5.c. 110.) | | | |
| Date | | | | |
| Signature of Debtor (Corporation/Partnership) | Address | | | |
| I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. | X Not Applicable | | | |
| The debtor requests the relief in accordance with the chapter of title 11, United States | A Total Applicable | | | |
| Code, specified in this petition. | Date | | | |
| X Not Applicable | Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or | | | |
| Signature of Authorized Individual | partner whose social security number is provided above. | | | |
| Printed Name of Authorized Individual | Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual: | | | |
| Title of Authorized Individual | If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person. | | | |
| Date | A bankruptcy petition preparer 's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156. | | | |
| | | | | |

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UNITED STATES BANKRUPTCY COURT

Northern District of Illinois Eastern Division

| In re: | Bertel Harry Anderson, III | Case No. | |
|--------|----------------------------|----------|------------|
| | Debtor | | (if known) |

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

| Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court ca dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities. |
|--|
| Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed. |
| 1. Within the 180 days before the filing of my bankruptcy case , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities or available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency. |
| □ 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities or available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed. |
| 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.] |
| If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your cankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed. |
| 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); |
| ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); |
| Active military duty in a military combat zone. |

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|---|--------------------------------|-------------------------------------|---|-------------|--|--|--|
| 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. ' 109(h) does not apply in this district. | | | | | | | |
| I certify under penalty of perjury that the information provided above is true and correct. | | | | | | | |
| Signature of Debtor: | /s/ Bertel Har Bertel Harry | | | | | | |
| Date: 6/5/2008 | | | | | | | |

Karen J. Porter 6188626 Porter Law Network 11 East Adams Suite 906 Chicago, IL 60603

312-675-0665 Attorney for the Petitioner(s)

UNITED STATES BANKRUPTCY COURT

Northern District of Illinois
Eastern Division

In Re:

Debtor: **Bertel Harry Anderson, III**Social Security Number: xxx-xx-1100

Case No:

Chapter 13

Numbered Listing of Creditors

| | Creditor name and mailing address | Category of Claim | Amount of Claim |
|----|--|-------------------|-----------------|
| 1. | Indy Mac Bank P.O. Box 78826 Phoeniz AZ 85062-8826 | Secured Claims | \$ 229,000.00 |
| 2. | Advanta Bank Corp P.O. Box 30715 Salt Lake City, UT 84130-0715 | Unsecured Claims | \$ 2,219.33 |
| 3. | Capital One P. O. Box 30285 Salt Lake City UT 84130-0285 | Unsecured Claims | \$ 737.79 |
| 4. | Chase Bank One P.O. Box 15548 Wilmington, DE -19886-5548 | Unsecured Claims | \$ 239.94 |
| 5. | Chase Bank One P.O. Box 15548 Wimington, DE 19886-5548 | Unsecured Claims | \$ 327.25 |

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| In re: | Bertel Harry Anderson, III | C | Case No |
|--------|---|------------------|--------------|
| 6. | Citibank Citi Platinum Select Card Box 6000 The Lakes, NV 89163-6000 | Unsecured Claims | \$ 516.86 |
| 7. | Doreen Smith 1140 George Lane Naperville II 60540 | Priority Claims | \$ 0.00 |
| 8. | HFC Customer Service 1001 75th St Woodridge, IL 60517 | Unsecured Claims | \$ 8,306.69 |
| 9. | HSBC Card Services P.O. Box 80084 Salinas, CA 93912-0084 | Unsecured Claims | \$ 593.04 |
| 10. | Illinois Department Employment Security 33 South State Street 9th Floor Chicago II 60606 need claim amount | Priority Claims | \$ 0.00 |
| 11. | Illinois Department of Revenue 100 West Randolph Street 13th Floor Chicago, IL 60601 need amount | Priority Claims | \$ 0.00 |
| 12. | Internal Revenue Service P.O. Box 21126 Philadelphia PA 19114 need amount of claim | Priority Claims | \$ 0.00 |
| 13. | National City Bank One NCC Parkway Mail Code K-A16-2B Kalamazoo, MI 49009 | Unsecured Claims | \$ 11,330.29 |
| 14. | Presidio First National Bank of Omaha Card Service Center P.O. Box 9201 Old BethPage, NY 11804 | Unsecured Claims | \$ 2,233.59 |

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| In re: | Bertel Harry Anderson, III | | Case No |
|--------|---|------------------|--------------|
| 15. | Robert N. Hutchinson 547 S. LaGrange Road LaGrange II 60525-6722 | Unsecured Claims | \$ 0.00 |
| 16. | Sheehan Family Ltd Pship P.O. Box 2050 Naperville IL 60567 | Unsecured Claims | \$ 9,643.17 |
| 17. | U.S. Bank Cardmember Services P.O. Box 6335 Fargo, ND 58125-6335 | Unsecured Claims | \$ 3,965.44 |
| 18. | Wells Fargo P.O. Box 348750 Sacramento, CA 95834 | Unsecured Claims | \$ 67,042.53 |

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| In re: Bertel Harry Anderson, III | Case No |
|-----------------------------------|---------|
|-----------------------------------|---------|

(The penalty for making a false statement or concealing property is a fine up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. secs. 152 and 3571.)

DECLARATION

I, **Bertel Harry Anderson, III**, named as debtor in this case, declare under penalty of perjury that I have have read the foregoing Numbered Listing of Creditors, consisting of **3 sheets** (not including this declaration), and that it is true to the best of my information and belief.

Signature: /s/ Bertel Harry Anderson, III

Bertel Harry Anderson, III

Dated: <u>6/5/2008</u>

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B 203 (12/94)

UNITED STATES BANKRUPTCY COURT Northern District of Illinois Eastern Division

| | | | Luotom Div | 101011 | | |
|-------------|--|---|-----------------------------------|---|--------------|----------------|
| In re: | Bertel Harry Anderso | on, III | | | Case No. | |
| | | Debtor | | C | Chapter | 13 |
| | DISC | LOSURE C | FOR DEB | SATION OF ATTO STOR | RNEY | |
| and paid | suant to 11 U.S.C. § 329(a) and that compensation paid to me w d to me, for services rendered or nection with the bankruptcy case | rithin one year before to be rendered on b | re the filing of the petition | on in bankruptcy, or agreed to be | | (s) |
| | For legal services, I have agree | d to accept | | | \$ | 4,274.00 |
| | Prior to the filing of this stateme | ent I have received | | | \$ | 2,274.00 |
| | Balance Due | | | | \$ | 2,000.00 |
| 2. The | e source of compensation paid to | me was: | | | | |
| | ✓ Debtor | | Other (specify) | | | |
| 3. The | e source of compensation to be p | paid to me is: | | | | |
| | ✓ Debtor | | Other (specify) | | | |
| 4. ☑ | I have not agreed to share th of my law firm. | e above-disclosed | compensation with any | other person unless they are m | embers and | l associates |
| | | | | n or persons who are not memb of the people sharing in the cor | | |
| | eturn for the above-disclosed fee cluding: | e, I have agreed to r | render legal service for | all aspects of the bankruptcy ca | ise, | |
| a) | Analysis of the debtor's finan a petition in bankruptcy; | icial situation, and r | endering advice to the o | debtor in determining whether to |) file | |
| b) | Preparation and filing of any | petition, schedules, | , statement of affairs, ar | nd plan which may be required; | | |
| c) | Representation of the debtor | at the meeting of c | reditors and confirmation | on hearing, and any adjourned h | earings ther | reof; |
| d) | Representation of the debtor | in adversary proce | edings and other conte | sted bankruptcy matters; | | |
| e) | [Other provisions as needed] | | | | | |
| | The final compensation | n will be the am | ount awarded by th | ne court after the presenta | ation of fee | e applications |
| 6. By | agreement with the debtor(s) the | e above disclosed for | ee does not include the | following services: | | |
| | None | | | | | |
| | | | CERTIFICAT | TION | | |
| | ertify that the foregoing is a comesentation of the debtor(s) in this | • | | gement for payment to me for | | |
| Date | d: 6/5/2008 | | | | | |
| | | | <u>/s/Karen J.</u> Karen J. Po | Porter orter, Bar No. 6188626 | | |

Porter Law Network
Attorney for Debtor(s)